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MAERSK LINE,

Plaintiff,

- against -

BOC GLOBAL HELIUM, INC.,

Defendant.

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07 Civ. 4543 (SWAIN)

NOTICE AND ORDER
OF DISMISSAL,
WITH PREJUDICE

PLEASE TAKE NOTICE that the above captioned matter be and

hereby is dismissed, with prejudice and without costs as to each party against the

other, the defendant not having appeared, pursuant to Fed.R.Civ.P. 41.

Dated: New York, New York

July 16, 2007

LAW OFFICES OF
ALBERT J. AVALLONE & ASSOCIATES

By

Albert J. Avallone - AA1679

Attorneys for Plaintiff

MAERSK LINE

551 Fifth Avenue, Suite 1625

New York, NY 10176

(212) 696-1760

SO ORDERED:

U.S.D.J.